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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 RAYMOND ROBINSON,

12 Plaintiff,

13 vs.

14 DAVID RUBIN, et al.,

15 Defendants.

CASE NO. 08cv0244 DMS (BLM)

**ORDER DENYING
DEFENDANTS' MOTIONS TO
DISMISS AS MOOT**

[Docket Nos. 5, 6]

16 Defendants' motions to dismiss are currently pending before this Court. In light of the First
17 Amended Complaint, which was filed on May 5, 2008, the Court denies the pending motions as moot.

18 **IT IS SO ORDERED.**

19 DATED: May 6, 2008

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22 HON. DANA M. SABRAW
23 United States District Judge
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